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November 3, 2023

**BY ECF**

The Honorable John P. Cronan  
United States District Judge for the  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

**Re: *Doncouse v. Tourneau, LLC and Midtown Equities, LLC*,**  
Case No.: 1:23-cv-01256 (JPC)

Dear Judge Cronan:

We represent defendants Tourneau, LLC and Midtown Equities, LLC (collectively, “Defendants”) in the above-referenced action. Further to Your Honor’s Order dated November 2, 2023 (Docket No. 28), in accordance with Rule 3.B of Your Honor’s Individual Rules and Practices, and on behalf of all parties, we respectfully write to (i) notify the Court that, based on the parties’ recent communications concerning the case, Plaintiff no longer requests a conference pursuant to Local Rule 37.2; (ii) request an extension of the fact discovery deadline from November 2, 2023, until January 2, 2024; and (iii) request corresponding sixty-day extensions of those deadlines in the Civil Case Management Plan and Scheduling Order (Docket No. 23) that have not yet elapsed.

Following Your Honor’s November 2, 2022 Order regarding Plaintiff’s initial request for a conference pursuant to Local Rule 37.2, the parties held a constructive meet-and-confer regarding outstanding discovery and settlement issues. To afford the parties sufficient opportunity to permit their ongoing settlement dialogue to reach its natural conclusion, and complete that discovery which remains outstanding, they respectfully submit this request.

In light of the foregoing, the parties respectfully submit for Your Honor’s consideration the attached proposed revised scheduling order, which provides for the deadlines proposed above.

Thank you for Your Honor’s consideration of this request.

The Honorable John P. Cronan  
November 3, 2023  
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Respectfully submitted,  
OGLETREE, DEAKINS, NASH,  
SMOAK & STEWART, P.C.  
By: /s/ Evan B. Citron  
Evan B. Citron

Attachment

cc: All counsel of record (by ECF)

The Court thanks the parties for this update. The extension requests are granted, and the Court will separately issue the Amended Case Management Plan, in which the Court further directs the parties to submit a joint status update on or before April 8, 2024. The Clerk of Court is respectfully directed to close the motions pending at Docket Numbers 26, 27, and 29.

SO ORDERED.  
November 7, 2023  
New York, New York

  
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JOHN P. CRONAN  
United States District Judge